



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 5/a  
B. J. Depate  
12-21-01

In re Application of

RECEIVED

Victor A. Rivas et al.

DEC 20 2001

Serial No. 09/396,888

Technology Center 2600

Art Unit: 2644

Filed: September 16, 1999

Examiner: Grier, L.

For: PULSE RATE, PRESSURE AND HEART CONDITION MONITORING GLASSES

### RESPONSE

To the Director of the Patent and Trademark Office

Sir:

In response to the office action dated August 15, 2001, kindly amend the application as follows:

Kindly enter and approve the following, which is a clean copy of each replacement paragraph/section/claim incorporating the respective changes made, previously as well as concurrently, with the concurrent changes shown on separate sheet(s) attached hereto and entitled "Version with markings to show changes made".

No new matter has been added by the amendment(s).

### CURRENT VERSION UNDER 37 C.F.R. 1.121

#### In the Claims:

Kindly amend claims 24-29 as follows.

a! 24. (Amended) The method of claim 23, wherein the indicating to the user comprises displaying a lighted display on the lenses of the glasses.

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GAU 2644  
#8

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**Complete if Known**

Application Number	09/396,888
Filing Date	09/16/1999
First Named Inventor	RIVAS
Examiner Name	L. Grier
Group Art Unit	2644
Attorney Docket No.	

**FEE TRANSMITTAL**

for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 55.00

**METHOD OF PAYMENT**

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- Deposit Account Number
- Deposit Account Name
- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27
2. ☒ **Payment Enclosed:**
- ☒ Check ☐ Credit card ☐ Money Order ☐ Other

**FEE CALCULATION**

**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$ )

**2. EXTRA CLAIM FEES**

Total Claims		Extra Claims	Fee from below	Fee Paid
Independent Claims		-20** = <input type="text"/>	X <input type="text"/>	= <input type="text"/>
Multiple Dependent		-3** = <input type="text"/>	X <input type="text"/>	= <input type="text"/>

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ )

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	55
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 55.00

**SUBMITTED BY**

**Complete (if applicable)**

Name (Print/Type)	James C. Wray	Registration No. (Attorney/Agent)	22,693	Telephone	(703) 442-4800
Signature		Date	12/17/2001		

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